



2-11-04

Image

RCE
3677

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 USC §132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American inventors Protection Act of 1999 (AIPA).

Application Number	10/050,720
Filing Date	January 16, 2002
First Named Inventor	Gerard BONIFACIO
Group Art Unit	Thomas Ho
Examiner Name	3677
Attorney Docket Number	5475-2RCE

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000 applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 12/22/03. (Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. ☐ Other

b. ☐ Enclosed

i. ☐ Amendment/Reply

02/12/2004 DTESSEM1 00000132 10050720

ii. ☐ Affidavit(s)/Declaration(s)

01 FC:1801

770.00 0P

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other

2. **Miscellaneous**

a. ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(I) required)

b. ☐ Other

Fees

3.

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.: 03-2412.

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Extension of time fee (37C.F.R. §§ 1.136 and 1.17)

iii. ☐ Small Entity Status is being claimed for this application.

vi. ☐ Other

b. ☒ Check in the amount of \$770.00 enclosed.

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

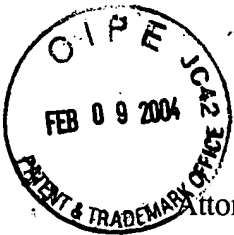
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Lance J. Lieberman	Registration No. (Attorney/Agent)	28,437
Signature		Date	February 9, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: February 9, 2004

Name (Print/Type)	Lance J. Lieberman	Date	February 9, 2004
Signature		Date	February 9, 2004



Attorney Docket # 5475-2RCE

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re RCE Application of

Gerard BONIFACIO

Parent Serial No.: 10/050,720

Parent Filed: January 16, 2002

For: Fastening For Earrings

Check box if applicable:

☐ DUPLICATE

**GENERAL AUTHORIZATION FOR PAYMENT OF FEES
AND PETITIONS FOR EXTENSIONS OF TIME**

Submit an original and a duplicate for fee processing

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

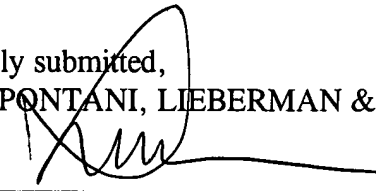
Sir:

The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 03-2412

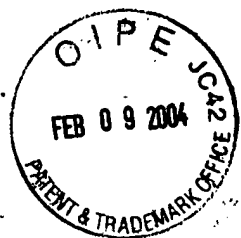
- [X] Any filing fees required under 37 CFR §1.16.
- [X] Any patent application processing fees under 37 CFR §1.17 not otherwise paid by check.
- [X] The issue fee set in 37 CFR 1.18 at 3 months from mailing of the Notice of Allowance, pursuant to 37 CFR 1.311 (b) provided the fee has not already been paid by check.
- [X] Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By


Lance J. Lieberman
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New York, New York 10176
(212) 687-2770

Dated: February 9, 2004



Attorney Docket No.: 5475-2RCE

FILING FEE COMPUTATION SHEET

Submit an original and a duplicate for fee processing

Dated: February 9, 2004

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re RCE Application of: **Gerard BONIFACIO**
For: **Fastening For Earrings**
Parent Serial No.: **10/050,720**

The filing fee has been calculated as shown below:

FOR:	Col. 1	Col. 2	SMALL ENTITY	OTHER THAN SMALL ENTITY
	# FILED	# EXTRA		
BASIC FEE			\$385	\$770
TOTAL CLAIMS	$39 - 20 =$	19	$x 9 = \$$	$x 18 = \$ 324^*$
INDEPENDENT CLAIMS	$3 - 3 =$	0	$x 43 = \$$	$x 86 = \$$
<input type="checkbox"/> MULTIPLE DEPENDENCY			$+\$145 = \$$	$+290 \$$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2			TOTAL: \$	\$ 770

*Additional claim fees previously paid.